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Paper ~~428~~ 16  
Filed: November 17, 2009

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

ALAN M. JOHNSON  
Junior Party  
(Application 10/086,995),

v.

WAYNE L. RYAN and JOHN SCHOLL<sup>1</sup>  
Senior Party  
(Patents 6,221,668, 6,200,500, 6,399,388, 6,403,377,  
and 6,406,915).

Patent Interference No. 105,522  
(Technology Center 1700)

Before: RICHARD TORCZON, SALLY G. LANE, and MICHAEL P. TIERNEY,  
*Administrative Patent Judges.*

LANE, *Administrative Patent Judge.*

**Judgment– Merits – Bd. R. 127**

1 A decision granting the Johnson motion for priority and denying the Ryan  
2 motion for priority has been entered. (Paper 175).

3 It is

<sup>1</sup> Only Ryan is listed as an inventor of patent 6,200,500.

1           ORDERED that judgment on priority as to Count 1 (Paper 1 at 4), the sole  
2 count of the interference, is entered against senior party Ryan;

3           FURTHER ORDERED that the following Ryan claims, which claims  
4 correspond to Count 1 (Paper 1 at 4), are CANCELLED, 35 U.S.C. 135(a):

5           Claims 1-31 of patent 6,221,668

6           Claims 1-32 of patent 6,200,500

7           Claims 1-20 of patent 6,399,388

8           Claims 1-53 of patent 6,403,377

9           Claims 1-53 of patent 6,406,915;

10           FURTHER ORDERED that if there is a settlement agreement, the parties  
11 are directed to 35 U.S.C. 135(c) and Bd. R. 205; and

12           FURTHER ORDERED that a copy of this judgment shall be entered into  
13 the administrative record of the Ryan involved patents and the Johnson involved  
14 application.

cc (via electronic mail):

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